IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.GIRI

THURSDAY, THE 22ND NOVEMBER 2007 / 1ST AGRAHAYANA 1929

WP(C).No. 34515 of 2007(H)

PETITIONER:

C.N.GOPI, C.S.R.TECHNICIAN GRADE II
(RTD), CHETHUKUNNEL HOUSE, KULASEKHARAPURAM,
ARUNOOTTIMANGALAM P.O., KOTTAYAM DIST.

BY ADV. SRI.N.SUGATHAN
SMT.VARSHA BHASKAR
SRI.S.PRASANTH (AYYAPPANKAVU)

RESPONDENTS:

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1. THE STATE OF KERALA, REPRESENTED
BY THE SECRETARY TO GOVERNMENT,
HEALTH & FAMILY WELFARE DEPARTMENT,
GOVERNMENT SECRETARIAT,
THIRUVANANTHAPURAM.

2. DIRECTOR OF HEALTH SERVICES,
THIRUVANANTHAPURAM.

3. THE DISTRICT MEDICAL OFFICER OF HEALTH,
KOTTAYAM.

4. THE ACCOUNTANT GENERAL, KERALA,
THIRUVANANTHAPURAM.

BY GOVERNMENT PLEADER SRI.BEJOY CHANDRAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 22/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

V.GIRI, J.

W.P.(C).No.34515 of 2007 H

Dated this the 22nd day of November, 2007.

JUDGMENT

Petitioner, who entered service as Hospital Attendant Grade II in the Health Services Department, was promoted as Central Sterlisation Room (CSR) Technician Grade II under Ext.P1. He retired on 31.1.2000. He contends that the Higher Grade, which he was entitled to, was denied to him without any justification. He refers to the fact that his immediate junior Sri.Ashok Kumar was granted Higher Grade with effect from 1.8.1992. Petitioner's claim is contained in Ext.P3, which has been recommended by the District Medical Officer, as evidenced by Ext.P6.

After having heard learned counsel for the petitioner and the learned Government Pleader, the writ petition is disposed of directing the 2nd respondent to consider the petitioner's claim and take a decision thereon within two months from the date of receipt of a copy of this judgment, keeping in mind the recommendation made by the District Medical Officer. If the petitioner's claim is accepted, then he shall produce a copy of the proceedings issued to him in that

regard by the 2nd respondent, before the 4th respondent, who will take appropriate decision for revision of the pension, if otherwise admissible in law.

Sd/-
(V.GIRI)
JUDGE

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P.S. To Judge